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#12

In re Application of
Michael A. Pellico
Serial No.: 10/045,184
Filed: October 18, 2001
Attorney Docket No.: 45191

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: WITHDRAWAL OF ABANDONMENT
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This is in response to the petition under 37 CFR 1.181, filed September 4, 2003, requesting revival of the above-identified application based on timely reply to an Office action.

A review of the file history shows the examiner mailed a first Office action to applicants on December 24, 2002, setting a three month shortened statutory time period for reply. Upon failure to receive a reply the examiner mailed a Notice of Abandonment to applicants on August 25, 2003. Applicants state that they replied to the Office action on June 20, 2003, by facsimile transmission authorizing the charging of a three month extension of time fee to a Deposit Account. The original reply has not been located and the copy of the reply included with the petition will be used. In view of the evidence of timely reply the Notice of Abandonment is withdrawn and the application is restored to a pending status with the mailing of this decision.

Applicants' petition is **GRANTED**.

The application will be forwarded to the examiner for further consideration.

Should there be any questions regarding this decision, please contact William R. Dixon, Jr., by mail addressed to Director, Technology Center 1600, PO BOX 1450, ALEXANDRIA, VA 22313-1450, or by telephone at (703) 308-3824 or by facsimile transmission at (703) 305-7230.


John Doll

Director, Technology Center 1600